

The bill was read third time and was passed by the following vote: Yeas 26, Nays 3.

Yeas: Anderson, Armbrister, Barrientos, Brooks, Brown, Caperton, Edwards, Farabee, Green, Harris, Henderson, Johnson, Krier, Lyon, McFarland, Montford, Parker, Parmer, Santiesteban, Sims, Tejeda, Truan, Uribe, Washington, Whitmire, Zaffirini.

Nays: Blake, Jones, Leedom.

Absent-excused: Glasgow, Sarpalius.

MEMORIAL RESOLUTIONS

S.R. 54 - By Barrientos: Memorial resolution for Frank I. Cornwall.

S.R. 55 - By Parker: Memorial resolution for Wadell Hines.

WELCOME AND CONGRATULATORY RESOLUTIONS

S.R. 49 - By Caperton: Expressing appreciation to Dr. Kenneth G. Davis of Conroe, Capitol Physician for the Day.

S.R. 50 - By Caperton: Extending congratulations to Mrs. Minnie S. Bains.

S.R. 51 - By Caperton: Extending welcome to Dr. Dana G. Evans of Taylor, Capitol Physician for the Day.

S.R. 52 - By Parmer: Extending congratulations to Mrs. Julia Ann Jefferson Munchus.

S.R. 53 - By Washington: Extending congratulations to Amnesty International USA.

S.R. 56 - By Armbrister: Extending congratulations to Mr. and Mrs. Lawrence Bronocco.

S.R. 57 - By Montford: Commending Judge Halbert O. Woodward.

ADJOURNMENT

On motion of Senator Brooks, the Senate at 11:52 a.m. adjourned until 11:00 a.m. tomorrow.

APPENDIX

Signed by Governor
(February 10, 1987)

H.C.R. 31
S.C.R. 3
S.C.R. 26

THIRTEENTH DAY (Wednesday, February 11, 1987)

The Senate met at 11:00 a.m., pursuant to adjournment and was called to order by the President.

The roll was called and the following Senators were present: Anderson, Armbrister, Barrientos, Blake, Brooks, Brown, Caperton, Edwards, Farabee, Green, Harris, Henderson, Johnson, Jones, Krier, Leedom, Lyon, McFarland, Montford, Parker, Parmer, Santiesteban, Sims, Tejeda, Truan, Uribe, Washington, Whitmire, Zaffrini.

Absent-excused: Glasgow, Sarpalius.

A quorum was announced present.

The Reverend S. M. Wright, Pastor of the Peoples Missionary Baptist Church in Dallas, offered the invocation as follows:

El Shaddai. Thank You for the nourishing and the caring You give to us and, O God, may we emulate that same spirit in our daily lives. The Senate is now in session here in Austin, and we ask, O God, to give them depth mentality so that they may be able to develop means and methods that will keep Texas a great State. You have the mind, God, and You have the answers to all of the problems that we face not only in our private lives, but You have the answer for our State. Give to our Governor and the Lieutenant Governor and these Senators wisdom to seek Your guidance and the innate ability to let themselves become the instrument through which You, God, can use to lead us into greener pastures. May our hands become helping hands, and may our hands be lifting hands to someone who has faltered under the unexpected negative experiences of life, and in so doing, we will expand our capacities to receive and give for the more we give to others our love, our caring, our helping, the more room is left to receive Your blessings, O God. In Jesus' Name we pray. Amen.

On motion of Senator Brooks and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

LEAVES OF ABSENCE

Senator Sarpalius was granted leave of absence for today on account of illness on motion of Senator Brooks.

Senator Glasgow was granted leave of absence for today on account of important business on motion of Senator Brooks.

MESSAGE FROM THE HOUSE

House Chamber
February 11, 1987

HONORABLE W. P. HOBBY
PRESIDENT OF THE SENATE

SIR: I am directed by the House to inform the Senate that the House has passed the following:

H.C.R. 44, Honoring the Reverend Dr. Paul Powell of Tyler.

H.C.R. 52, Directing the Board of Pardons and Paroles to accelerate its expenditure for placements in the halfway house program.

Respectfully,

BETTY MURRAY, Chief Clerk
House of Representatives

RESOLUTION SIGNED

The President announced the signing in the presence of the Senate the following enrolled resolution:

S.C.R. 30

CO-AUTHOR OF SENATE BILL 148

On motion of Senator Farabee and by unanimous consent, Senator Anderson will be shown as Co-author of **S.B. 148**.

REPORTS OF STANDING COMMITTEES

Senator Parmer submitted the following report for the Committee on Intergovernmental Relations:

S.B. 162

C.S.S.B. 63

Senator Henderson, Vice-Chairman, submitted the following report for the Committee on Criminal Justice:

C.S.S.B. 251

Senator Truan, Vice-Chairman, submitted the following report for the Committee on Education:

S.B. 39

Senator Caperton submitted the following report for the Committee on Jurisprudence:

C.S.S.B. 57

C.S.S.B. 313

C.S.S.C.R. 14

C.S.S.C.R. 11

Senator Edwards submitted the following report for the Committee on Nominations:

We, your Committee on Nominations, to which were referred the attached appointments, have had same under consideration, and report them back to the Senate for final consideration.

To be a Member of the BOARD OF TRUSTEES, EMPLOYEES RETIREMENT SYSTEM OF TEXAS (Appointed by Supreme Court of Texas): Jack D. Kyle, Walker County.

To be a Member of the TEXAS BOARD OF ARCHITECTURAL EXAMINERS: Mrs. Anne P. Dickson, Dallas County.

To be a Member of the BATTLESHIP TEXAS ADVISORY BOARD: Mrs. Mary Catherine Burke, Harris County.

To be a Member of the TEXAS WORLD TRADE COUNCIL: Steven A. Beede, Harris County.

To be Members of the BOARD OF DIRECTORS, UPPER GUADALUPE RIVER AUTHORITY: Richard G. Eastland, Kerr County; Dr. R. H. Holekamp, Kerr County; H. Ritman "Rit" Jons, Kerr County.

To be a Member of the TEXAS COMMISSION FOR THE DEAF: Ms. Texana Faulk Conn, Travis County.

SENATE BILLS AND RESOLUTION ON FIRST READING

The following bills and resolution were introduced, read first time and referred to the Committee indicated:

S.C.R. 33 by McFarland Jurisprudence
Granting Robert Koester permission to sue the State of Texas and Texas Tech University.

S.B. 337 by Jones State Affairs
Relating to powers, duties, and qualifications of notaries public and to regulation and commissioning of notaries public by the secretary of state.

S.B. 338 by Jones Finance
Relating to the expenditure of public funds for influencing the passage or defeat of legislation.

S.B. 339 by Leedom Economic Development
Relating to certain plans for providing benefits under the Texas employees group insurance program.

S.B. 340 by Leedom Intergovernmental Relations
Relating to the municipal courts of record in Dallas.

S.B. 341 by Farabee Criminal Justice
Relating to the operations and continuation of the Board of Pardons and Paroles, tentative parole dates for certain prisoners, guidelines for use in parole decisions, and sanctions to be imposed on parolees or releasees violating terms of parole or release on mandatory supervision.

S.B. 342 by Farabee Jurisprudence
Relating to the offense of gambling promotion.

S.B. 343 by Farabee Jurisprudence
Relating to the offense of criminal trespass and providing a defense to prosecution for peace officers and fire fighters acting in the lawful discharge of an official duty.

S.B. 344 by Harris State Affairs
Relating to a gas utility not maintaining the capacity to serve a customer who has chosen to purchase from a competitor.

S.B. 345 by Harris State Affairs
Relating to the authority of the School Land Board and the board of regents of The University of Texas System to sell land to the Texas Low-Level Radioactive Waste Disposal Authority.

S.B. 346 by Parker Jurisprudence
Relating to compensation for certain victims of crime.

S.B. 347 by Sims State Affairs
Relating to the authority of the comptroller of public accounts to contract for information about revenue or property the state may be legally entitled to recover.

S.B. 348 by Sims State Affairs
Relating to the powers and financing of the Texas Low-Level Radioactive Waste Disposal Authority and its governing board.

S.B. 349 by Henderson Intergovernmental Relations
Relating to the payment of tolls imposed for the use of certain county toll roads and other facilities; providing a penalty.

On motion of Senator Farabee and by unanimous consent, the motion to suspend the rules was withdrawn.

On motion of Senator McFarland and by unanimous consent, Senate Rule 103 was suspended in order that the Committee on Criminal Justice might consider H.C.R. 52 upon recess of this morning's session.

RECESS

On motion of Senator Brooks, the Senate at 11:21 a.m. took recess until 4:00 p.m. today.

AFTER RECESS

The Senate met at 4:00 p.m. and was called to order by the President.

REPORTS OF STANDING COMMITTEES

By unanimous consent, Senator McFarland submitted the following report for the Committee on Criminal Justice:

H.C.R. 52

By unanimous consent, Senator Santiesteban submitted the following report for the Committee on Natural Resources:

S.B. 259 (Amended)

C.S.S.B. 13

S.C.R. 23

S.B. 180

By unanimous consent, Senator Farabee submitted the following report for the Committee on State Affairs:

S.J.R. 9

S.C.R. 32

SENATE BILLS AND RESOLUTIONS ON FIRST READING

By unanimous consent, the following bills and resolutions were introduced, read first time and referred to the Committee indicated:

S.B. 355 by Parmer **Intergovernmental Relations**
 Relating to the compensation, allowances, and appointment of certain county officers.

S.B. 356 by Sims Economic Development
Relating to the return of unearned premiums on certain accident and sickness insurance policies.

S.B. 357 by Sims	Economic Development
Relating to service of process on certain insurers.	

S.B. 358 by Armbrister **Jurisprudence**
 Relating to the jurisdiction of a juvenile court of a child who is truant or who is
 absent from home without the consent of a parent or guardian.

S.B. 359 by Armbrister Intergovernmental Relations
Relating to the provision of a defense by a municipality or a special purpose district
in certain suits against peace officers, fire fighters, or emergency medical personnel.

S.B. 360 by Leedom	Finance
Relating to limitations on increases in the appraised value of a residence homestead for ad valorem taxation.	

- S.B. 361** by Jones State Affairs
Relating to the appointment, qualification, powers, and duties of the State Auditor.
- S.B. 362** by Parmer Intergovernmental Relations
Relating to the deposit of certain public funds in the county treasury of certain counties.
- S.B. 363** by Parmer Intergovernmental Relations
Relating to the employment of county purchasing agents in certain counties.
- S.B. 364** by Green State Affairs
Relating to the application of the open meetings law to certain meetings of judges.
- S.B. 365** by Green Intergovernmental Relations
Relating to the regulation of fire protection personnel.
- S.B. 366** by Brown Jurisprudence
Relating to parental consent for the marriage of certain minors.
- S.B. 367** by Parker, Whitmire Finance
Relating to the exemption of recreational boats from ad valorem taxation.
- S.B. 368** by Jones Finance
Relating to the appropriation and transfer of certain funds to the attorney general for payment of workers' compensation claims of state employees.
- S.J.R. 16** by Leedom Finance
Proposing a constitutional amendment relating to the appraisal of residence homesteads for ad valorem taxation.
- S.C.R. 34** by Green Jurisprudence
Granting Nita Jo Jackson and Charles E. Jackson permission to sue the State of Texas and the Texas State Board of Pharmacy.

CO-AUTHOR OF SENATE BILL 167

On motion of Senator Lyon and by unanimous consent, Senator Brown will be shown as Co-author of **S.B. 167**.

MESSAGE FROM THE HOUSE

House Chamber
February 11, 1987

HONORABLE W. P. HOBBY
PRESIDENT OF THE SENATE

SIR: I am directed by the House to inform the Senate that the House has passed the following:

The House has concurred in Senate amendments to **H.C.R. 21** by a non-record vote.

Respectfully,

BETTY MURRAY, Chief Clerk
House of Representatives

SENATE RULE 103 SUSPENDED

On motion of Senator Jones and by unanimous consent, Senate Rule 103 was suspended in order that the Committee on Finance might consider **S.B. 368** tomorrow at 9:00 a.m.

WELCOME AND CONGRATULATORY RESOLUTIONS

H.C.R. 44 - (Lyon): Honoring the Reverend Dr. Paul Powell of Tyler.

S.R. 48 - By Johnson: Extending welcome to the Reverend S. M. Wright.

S.R. 59 - By Barrientos: Extending congratulations to Jeannie Hartman and Charles Pircher.

RECESS

On motion of Senator Brooks, the Senate at 4:08 p.m. took recess until 11:00 a.m. tomorrow.

THIRTEENTH DAY

(Continued)

(Thursday, February 12, 1987)

AFTER RECESS

The Senate met at 11:00 a.m. and was called to order by the President.

REPORTS OF STANDING COMMITTEES

By unanimous consent, Senator Farabee submitted the following report for the Committee on State Affairs:

C.S.S.B. 141

By unanimous consent, Senator Jones submitted the following report for the Committee on Finance:

S.B. 368

MESSAGE FROM THE HOUSE

House Chamber
February 12, 1987

HONORABLE W. P. HOBBY
PRESIDENT OF THE SENATE

SIR: I am directed by the House to inform the Senate that the House has passed the following:

S.C.R. 16, In memory of Robert Richard Thornton.

S.C.R. 19, Declaring the 1991 U.S. Olympic Festival an official statewide celebration in the event that San Antonio is selected as the site for the festival.

H.C.R. 14, Congratulating Don Chaney on being named Broadcaster of the Year.

H.C.R. 16, Recognizing Willis and Quinctella Griffin of Lindale, who donated the heart and kidneys of their son so that another man might live and for their praiseworthy promotion of organ donations.

H.C.R. 39, Honoring Austin W. "Goose" Gonsoulin for his award-winning career in athletics and for his civic and business accomplishments.